

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

LEISA G. EBERT,)	
)	No. CV-11-215-JPH
Plaintiff,)	
)	ORDER GRANTING STIPULATED
v.)	MOTION FOR REMAND
)	
MICHAEL J. ASTRUE, Commissioner)	
of Social Security,)	
)	
Defendant.)	
)	
)	

BEFORE THE COURT is the parties' stipulated motion for an order of remand pursuant to sentence four of 42 U.S.C. § 405(g), ECF No. 17, entered on February 13, 2012. On February 29, 2012, the parties have consented to proceed before a magistrate judge, ECF No. 18. After review, the motion, **ECF No. 17**, is **granted**. The case is reversed and remanded for further proceedings, and judgment is entered for Plaintiff.

On remand the ALJ will:

- (1) conduct a new hearing;
- (2) update the record and allow Plaintiff to submit additional evidence;
- (3) at step two, further consider Plaintiff's headaches;
- (4) re-evaluate the medical source opinions, including those of Matthew Gambee, M.D., and Jens Metzker, M.D.;
- (5) give further consideration to Plaintiff's subjective

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1 allegations;

2 (6) further consider Plaintiff's RFC;

3 (7) determine whether Plaintiff's past work as a jewelry
4 salesperson was performed at the SGA level and whether it
5 constituted past relevant work; and

6 (8) obtain supplemental testimony from a vocational expert
7 regarding the erosion of the occupational base due to Plaintiff's
8 limitations.

9 Requests for attorney fees may be made by separate motion to
10 the Court.

11 The parties' stipulated motion for an order of remand
12 pursuant to sentence four, ECF No. 17, is **GRANTED. The case**
13 **reversed and remanded for further proceedings, and judgment shall**
14 **be entered for Plaintiff.**

15 The District Court Executive will file this order, provide
16 copies to the parties and close the file.

17 DATED this 1st day of March, 2012.

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19 s/ James P. Hutton

20 JAMES P. HUTTON
21 UNITED STATES MAGISTRATE JUDGE
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